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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S) : Jacques J. LABRIE
TITLE : DATA NAVIGATION SYSTEM AND
METHOD EMPLOYING DATA
TRANSFORMATION LINEAGE MODEL
APPLICATION NO. : 09/221,542
FILED : December 28, 1998
CONFIRMATION NO. : 4441
EXAMINER : Te Y. Chen
ART UNIT : 2161
LAST OFFICE ACTION : May 26, 2005
ATTORNEY DOCKET NO. : ST9-98-004

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Applicant hereby appeals to the Board from a decision of the primary Examiner mailed
May 26, 2005 finally rejecting claims 1-28.

The items checked below are appropriate:

1. **STATUS OF APPLICANT**

☒ This application is on behalf of other than a small entity.

2. **FEE FOR FILING NOTICE OF APPEAL**

Pursuant to 37 C.F.R. 1.17(b) the fee for filing the Notice of Appeal is:

☒ other than a small entity \$500.00

3. **EXTENSION OF TERM**

☒ Applicant hereby petitions the Commissioner under 37 C.F.R. §1.136(a) for a two-month extension of time up to and including October 26, 2005 in which to file the accompanying Notice of Appeal. Payment for the filing of this **Notice of Appeal** is authorized to be charged to Deposit Account 09-0460. Please charge any and all fees

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or credit any overpayment associated with the Notice of Appeal to Deposit Account No. 09-0460.

Payment for the **Extension of Time** fee is authorized to be charged to a Credit Card. The appropriate form PTO-2038 is enclosed with the Petition for this purpose. Please charge any and all fees or credit any overpayment associated with the Extension of Time to Deposit Account No. 06-0308.

4. **TOTAL FEES DUE**

The total fee due is:

Notice of Appeal Fee:	<u>\$500.00</u>
Extension of Time Fee:	<u>\$450.00</u>

5. **METHOD OF PAYMENT**

☒ The **Notice of Appeal** fee indicated above is authorized to be charged to Deposit Account No. 09-0460.

☒ The **Extension of Time** fee indicated above is authorized to be charged to a credit card. The appropriate form PTO-2038 is enclosed with the Petition. Please charge any and all fees or credit any overpayment associated with the Extension of Time to Deposit Account No. 06-0308.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & MCKEE, LLP

26 OCT 05
Date

Michael E. Hudzinski
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CERTIFICATE OF MAILING

I certify that this Notice Of Appeal From The Primary Examiner To The Board Of Patent Appeals And Interferences is being

☒ deposited with the United States Postal Service as First Class mail under 37 C.F.R. § 1.8, addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

☐ transmitted via facsimile under 37 C.F.R. § 1.8 on the date indicated below.

☐ deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated below and is addressed to: Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Express Mail Label No.:	Signature <u>Barbara Brazier</u>
Date October 26, 2005	Printed Name Barbara Brazier